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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

1 JOSHUA SIMON, DAVID BARBER, AND
2 JOSUE BONILLA, individually and on behalf of
3 all others similarly situated,

4 Plaintiffs,

5 v.

6 CITY AND COUNTY OF SAN FRANCISCO,
7 PAUL MIYAMOTO, IN HIS OFFICIAL
8 CAPACITY AS SAN FRANCISCO SHERIFF,

9 Defendants.

CASE NO.: 4:22-cv-05541-JST

(San Francisco County Superior Court,
Case No.: CGC-22-601686)

[PROPOSED] ORDER GRANTING
PLAINTIFFS' MOTION TO
ENFORCE PRELIMINARY
INJUNCTION

Hon. Jon S. Tigar
Date: Sept. 12, 2024
Time: 2:00 p.m.
Dept: Courtroom 6
Trial Date: Not Set

[PROPOSED] ORDER

Currently before the Court is Plaintiffs' Motion to Enforce Preliminary Injunction (“Motion”).

The Court, having considered the Notice of Motion and Motion, the Memorandum of Points and Authorities attached thereto, the concurrently filed Kim Declaration and exhibits thereto, all other pleadings and papers filed in this action, and such oral argument and written submissions as were presented at, before, or in connection with the hearing on this Motion, hereby GRANTS Plaintiffs' Motion and finds as follows:

1. By detaining persons the Superior Court ordered released on pretrial electronic monitoring without a search clause, Defendants have violated the preliminary injunction issued in this action.
2. By violating the preliminary injunction, Defendants are in contempt of this Court.
3. Within fourteen days of this Order, Defendants shall file with the Court and serve on Plaintiffs a report in writing and under oath identifying, for the period since February 13, 2024, each person released by the Superior Court on pretrial electronic monitoring without a search condition but whom Defendants nevertheless detained.

IT IS SO ORDERED.

DATED:

**HONORABLE JON S. TIGAR
United States District Judge**